

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: NEXGEN INTEGRATED COMMUNICATIONS, L.C.	DOCKET NOS. TCU-00-30 WRU-00-41-3418
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**ORDER GRANTING APPLICATION, APPROVING CONCURRENCE IN MAPS,
AND GRANTING WAIVERS**

(Issued August 8, 2000)

On May 31, 2000, NexGen Integrated Communications, L.C. (NexGen), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide resold and facilities-based, switched and dedicated local exchange service in Iowa. NexGen stated its intention to provide service in the service areas of the incumbent local exchange companies (LECs). NexGen concurs with the exchange service area maps for each of the incumbent LECs on file with the Utilities Board (Board). NexGen has not yet filed proposed tariffs.

Iowa Code § 476.29(2) (1999) provides that the local exchange carrier shall not be denied a certificate if the Board finds that the applicant "possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with public interest." The Board has reviewed NexGen's application and finds NexGen has demonstrated that it has

the necessary technical, financial, and managerial ability to provide local exchange service. It is in the public interest to grant a certificate to NexGen.

NexGen has stated that it will implement 2-PIC technology for both intraLATA and interLATA dialing parity.

NexGen requested a waiver of 199 IAC 16.5(2), which requires it to use a prescribed system of accounts, stating it employs an accounting system in accordance with generally accepted accounting principles (GAAP).

NexGen also requested the Board waive 199 IAC 22.3(1) requiring it to independently publish a directory, stating that it will arrange to include its customers in the directories of the incumbent carriers.

The Board finds it reasonable to grant NexGen's requests for waivers. Based on the nature of the local exchange service NexGen will provide, the Board finds that neither of these requirements are appropriate at this time. The Board will be able to adequately review the records if it becomes necessary. Until or unless NexGen serves a very large number of customers, it is unnecessary for it to publish a separate directory in Iowa.

IT IS THEREFORE ORDERED:

1. The application for a certificate of public convenience and necessity filed by NexGen Integrated Communications, L.C., on May 31, 2000, is granted, subject to the requirement that follows.

2. At the time proposed tariffs are filed with the Board, notice must be given to all affected local exchange carriers. Upon approval of tariffs to reflect the

prices, terms, and conditions of local exchange service in Iowa offered by NexGen Integrated Communications, L.C., the Board will issue a certificate of public convenience and necessity allowing it to provide local exchange service in Iowa.

3. The concurrence in the exchange service maps and boundaries of the incumbent LECs by NexGen Integrated Communications, L.C., is approved.

4. The requests for waiver of 199 IAC 16.5(2) and 22.3(1) are granted.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Judi K. Cooper
Executive Secretary, Deputy

/s/ Diane Munns

Dated at Des Moines, Iowa, this 8th day of August, 2000.